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October 12, 2011

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VIA FACSIMILE & FIRST CLASS MAIL

The Honorable William H. Pauley, III
 United States District Court
 for the Southern District of New York
 United States Courthouse
 500 Pearl Street, Room 2210
 New York, NY 10007-1581

RECEIVED
 OCT 12 2011
 CHAMBERS OF
 WILLIAM H. PAULEY
 U.S.D.J.

Re: ***Ross, et al. v. Bank of America, N.A. (USA), et al., No. 05-cv-7116-WHP,***
a related action in In re Currency Conversion Fee Antitrust Litigation,
Master File No. M21-95; MDL No. 1409

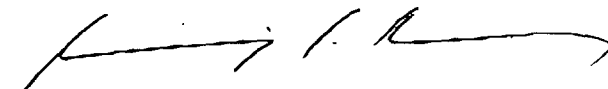
Dear Judge Pauley:

The Court rescheduled the summary judgment argument in the above-captioned matter for 4:30 p.m. on November 8, 2011. Coincidentally, in another case, a Notice for a Fairness Hearing at 10:00 a.m. in Atlanta on November 9, 2011 was being mailed.

After checking and double-checking, the last planes that I can make to be present for the November 9th Atlanta hearing make a 4:30 argument impracticable. If the Court could possibly schedule this argument earlier in the afternoon of November 8th and conclude it before 4:15 it would not require a request to again reschedule the hearing for another date. Defendants (Citi and Discover) have no objection to an earlier hearing time.

I apologize for the inconvenience to your Honor. Please advise if a scheduling adjustment can be made.

Respectfully submitted,



Merrill G. Davidoff
 Lead Counsel for Plaintiffs and the Class

MGD/sll

cc: Defense Counsel (via email only)

Oral argument is rescheduled
 for November 7, 2011 at 4:00 p.m.

SO ORDERED:

 WILLIAM H. PAULEY III U.S.D.J.

10/17/11